



United States Attorney  
Southern District of New York

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One Saint Andrew's Plaza  
New York, New York 10007

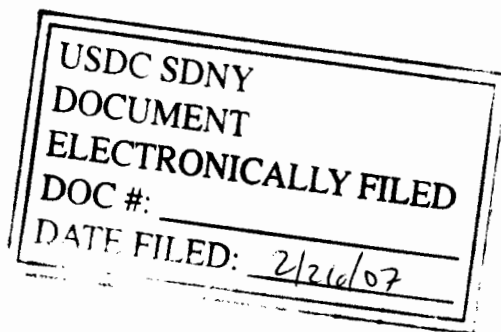
February 21, 2007

**MEMO ENDORSED**

**BY HAND and FAX**

The Honorable Kenneth M. Karas  
United States District Judge  
United States Courthouse  
500 Pearl Street  
New York, NY 10007

Re: **United States v. Douglas Shyne et al.**  
**S4 05 Cr. 1067 (KMK)**



Dear Judge Karas:

As Your Honor is well aware, trial in this case has long been set for April 2, 2007. It has recently come to the Government's attention that the first night of Passover falls on that same day. As this will affect the entire prosecution team, as well as potential jurors, we respectfully request that the Court adjourn early on April 2, 2007. We raise this issue in advance of the conference set for March 1, 2007, in the hope that we may arrive at some accommodation that will inconvenience the Court, counsel and potential jurors as little as possible.

The Government also notes that Bruce A. Barket, Esq. has recently filed a notice of appearance on behalf of defendant Nathaniel Alexander. Because there remains a motion outstanding filed by Alexander's attorney, Michael Fineman, Esq., and in accordance with this District's Local Rules, the Government assumes that Mr. Fineman has not been formally relieved and will be required to attend the March 1, 2007 conference unless otherwise excused by the Court.

*The Court will discuss scheduling  
at the March 1 conference. Mr. Fineman  
is expected at that conference*

Respectfully submitted,  
MICHAEL J. GARCIA  
United States Attorney  
Southern District of New York

By:

E. Danya Perry/ Daniel W. Levy  
Assistant United States Attorney  
(212) 637-2434/ 1062

cc: **SO ORDERED** for all defendants (by fax)

KENNETH M. KARAS U.S.D.J.  
2/25/07